

KIRKSVILLE WATER ASSOCIATION

KIRKSVILLE WATER ASSOCIATION, INC.

OF

P.O. BOX 670, RICHMOND, KENTUCKY 40475

REVISED
RATES, RULES AND REGULATIONS FOR FURNISHING
WATER
AT
WESTERN MADISON COUNTY, KENTUCKY

FILED WITH PUBLIC SERVICE COMMISSION OF KENTUCKY

Issued December 11, 19 90

Effective March 6, 19 91

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

MAR 6 1991

PURSUANT TO 807 KAR 5.011.
SECTION 9 (1)

BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER

Issued by: Kirksville Water Association, Inc.

By: x [Signature]

President

FOR Kirksville/Baldwin/Cusick/Newby
Community, Town or City

P.S.C. KY. NO. _____

Revised _____ SHEET NO. 1

CANCELLING P.S.C. KY. NO. _____

_____ SHEET NO. _____

Kirksville Water Association
(Name of Utility)

RATES AND CHARGES

First 2,000 gallons
Next 3,000 gallons
Next 5,000 gallons
Over 10,000 gallons

\$12.82 minimum bill
6.14 per 1,000 gallons
5.03 per 1,000 gallons
3.97 per 1,000 gallons

DATE OF ISSUE April 22, 2003
Month / Date / Year

DATE EFFECTIVE March 31, 2003

ISSUED BY Billy Co May
Month / Date / Year
(Signature of Officer)

TITLE President

BY AUTHORITY OF ORDER OF THE PUBLIC SERVICE COMMISSION
IN CASE NO. 2003-00091 DATED 4/14/2003

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

MAR 31 2003

PURSUANT TO 807 KAR 5.011
SECTION 9 (1)

BY Charles L. Brown
EXECUTIVE DIRECTOR

Kirksville Water Association, Inc.

FOR _____
P.S.C. KY NO. _____
SHEET NO. 2
CANCELLING P.S.C. KY NO. _____
SHEET NO. _____

RULES AND REGULATIONS

Non-Recurring Charges

Reconnection	\$25.00
Meter Turn On/Change Over	15.00
Meter Recheck	15.00
Customer Requested Meter Test	30.00 Plus Actual Cost of Having Test Performed
Service Investigation (During Office Hours)	10.00
Service Investigation (After Office Hours)	15.00
Returned Checks	10.00
Flat Rate Deposit	30.00
Tap Fee	\$450*

*All connections requiring larger than a 5/8" x 3/4" meter shall be installed at the basic fee plus the actual cost of additional material required for the larger meter installation.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

MAR 6 1991

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: [Signature]
PUBLIC SERVICE COMMISSION MANAGER

DATE OF ISSUE December 11, 1990 DATE EFFECTIVE March 6, 1991

ISSUED BY [Signature] NAME OF OFFICER President - P.O. Box 670 TITLE Richmond Ky 404 ADDRESS

Issued by authority of an Order of the Public Service Commission of Kentucky
Case No. 90-183 dated March 6, 1991.

Form for filing Rate Schedules

For MADISON
Community, Town or City

P.S.C. NO. _____

NEW SHEET NO. 2A

KIRKSVILLE WATER ASSOCIATION, INC.
Name of Issuing Corporation

CANCELLING P.S.C. NO. _____

_____ SHEET NO. _____

RULES AND REGULATIONS

DEPOSITS	RATE PER UNIT
<p>G. <u>Deposits:</u> The Utility shall require a cash deposit of \$30.00 or other guaranty to secure payment of bills.</p> <p>Service may be refused or discontinued for failure to pay the requested deposit. Interest, as provided by law, will be paid annually either by refund or credit to the customer's bills, except that no refund or credit will be made if the customer's bill is delinquent on the anniversary date of the deposit. Refund or credit shall be made as of June 30 each year, except in the case of customers who are terminating service, in which case the final bill shall reflect earned interest. For new customers, refund or credit shall be pro-rata based upon the length of their service to June 30.</p> <p>Upon the payment of such deposit, the Utility shall issue to such customer a certificate of deposit, showing the name of the customer, location and the initial premises occupied by the customer, and the date and amount of the deposit. The Utility will pay to such customer interest on such deposit at the rate required by law, until such deposit is reimbursed to the customer.</p> <p>If a deposit is held longer than 18 months, the deposit will be recalculated at the customer's request based on the customer's actual usage. If the deposit on account differs from the recalculated amount by more than \$10.00 for a residential customer or 10 percent for a non-residential customer, the Utility may collect any underpayment and shall refund any overpayment by check or credit to the customer's bill. No refund will be made if the customer's bill is delinquent at the time of the recalculation.</p>	<p>PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE</p> <p>OCT 19 1995</p> <p>PURSUANT TO 807 KAR 5.011, SECTION 9(1)</p> <p>BY: <u>Jordan C. Neal</u> FOR THE PUBLIC SERVICE COMMISSION</p>

DATE OF ISSUE September 19, 1995

DATE EFFECTIVE February 26, 1998

ISSUED BY D. H. Bundy
Name of Officer

TITLE PRESIDENT

Issued by authority of an Order of the Public Service Commission of Kentucky
in Case No. _____ dated _____.

Form for filing Rate Schedules

For MADISON
Community, Town or City

P.S.C. NO. _____

FIRST REVISED SHEET NO. 3

CANCELLING P.S.C. NO. _____

ORIGINAL SHEET NO. 3KIRKSVILLE WATER ASSOCIATION, INC.
Name of Issuing Corporation

CLASSIFICATION OF SERVICE

	RATE PER UNIT
<p style="text-align: center;">SPECIAL CHARGES</p> <p>1. Penalty of 10% added to all unpaid bills after the 10th day of the month.</p> <p>2. A charge of \$10.00 will be made for any check returned from the bank, as a result of NSF or other customer error.</p> <p>3. A charge of \$25.00 will be made for the reconnection of any service disconnected for non-payment of bills or violation of Association Rules and Regulations.</p> <p>4. A charge of \$15.00 will be made for each meter turn-on or change over.</p> <p>5. A charge of \$15.00 will be made to recheck a meter reading, provided the original reading was correct.</p> <p>6. A charge of \$30.00 will be made for all meter tests requested by a member, along with the cost of having the test performed, provided the meter proves to register accurately.</p> <p>7. A charge of \$10.00 will be made for a service investigation during regular working hours if the interruption of service is not caused by failure of Association's facilities or for the investigations to determine that a leak is on the member's service line. The charge for investigation after hours will be \$15.00. Any maintenance and repair of facilities beyond the Association's delivery point is the responsibility of the member. These charges only apply when the member requests that the Association perform this service.</p> <p>8. A charge of \$450.00 will be made for all new meter installations.</p>	<p>PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE OCT 19 1995 PURSUANT TO 807 KAR 5011, SECTION 9(1) BY: <u>Jordan C. Neel</u> FOR THE PUBLIC SERVICE COMMISSION</p>

DATE OF ISSUE September 19, 1995DATE EFFECTIVE February 26, 1998ISSUED BY Doris Bundy
Name of OfficerTITLE PresidentIssued by authority of an Order of the Public Service Commission of Kentucky
in Case No. _____ dated _____.

P.S.C. KY NO. _____

SHEET NO. 3

Kirksville Water Association, Inc.

CANCELLING P.S.C. KY NO. _____

SHEET NO. _____

RULES AND REGULATIONS

SPECIAL CHARGES

1. Penalty of 10% added to all unpaid bills after the 10th day of the month.
2. The utility will require an equal deposit from all applicants of the same class of service. After eighteen months the deposit will be recalculated based on actual usage upon the customer's request or in the event the utility feels a larger deposit is required for security reasons. If the deposit on account differs by more than ten (10) dollars from the deposit calculated on actual usage, then the utility shall refund any over collection and may collect any underpayment. Refunds may be made by check or credit to customer's bill. Under no circumstances is the deposit to exceed 2/12ths of the customer's annual bill by more than the above mentioned ten (10) dollars. Interest will be paid on all deposits at six per cent (6%) annually. The interest will be computed by a method which will result in an amount no less than that obtained by using a middle course method between simple and compound interest in compliance with Commission Order dated October 31, 1989 in Case No. 89-057. Interest on deposits computed in this manner will accrue until credited to the customer's bill or paid to the customer. The deposit amount is \$30.00.
3. A charge of \$10.00 will be made for any check returned from the bank, as a result of NSF or other customer error.
4. A charge of \$25.00 will be made for the reconnection of any service disconnected for non-payment of bills or violation of Association Rules and Regulations.
5. A charge of \$15.00 will be made for each meter turn-on or change over.
6. A charge of \$15.00 will be made to recheck a meter reading, provided the original reading was correct.
7. A charge of \$30.00 will be made for all meter tests requested by a member, along with the cost of having the test performed, provided the meter proves to register accurately.
8. A charge of \$10.00 will be made for a service investigation during regular working hours if the interruption of service is not caused by failure of Association's facilities or for the investigations to determine that a leak is on the member's service line. The charge for investigation after hours will be \$15.00. Any maintenance and repair of facilities beyond the Association's delivery point is the responsibility of the member. These charges only apply when the member requests that the Association perform this service.
9. A charge of \$450.00 will be made for all new meter installations.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

DATE OF ISSUE December 11, 1990

DATE EFFECTIVE March 6, 1991

ISSUED BY

NAME OF OFFICER

PRESIDENT - P.O. Box 670, Richmond, Ky 40475

TITLE

PURSUANT TO 807 KAR
SECTION 9 (1)

Kirkville Water Association, Inc.

CANCELLING P.S.C. KY NO. _____

SHEET NO. _____

RULES AND REGULATIONS

I. Service Classification. There shall be no distinction of this category.

II. Service Application.

- A. Any adult occupant of a single family dwelling; each residential unit in a trailer court, duplex or multiple dwelling building; or person owning property who had reasonable accessibility to the source of and who is in reasonable need of having water supplied to his place of occupancy or property may be a member of this Association. Applicants ~~who receive the approval of the Board of Directors~~ may be admitted to membership upon subscribing for a membership certificate and by signing such agreements for the purchase of water as may be provided and required by the Association and by paying all applicable charges in effect at the time of subscribing for membership, provided that no persons otherwise eligible shall be permitted to subscribe for or require a membership of the Association if the capacity of the Association's water system is exhausted by the needs of its existing members, unless the Association is ordered to do so pursuant to KRS 278.280.
- B. The Association may reject any application for membership when the Applicant is delinquent in payment of bills for service previously supplied at any location.
- C. Upon violation of any of the provisions of these rules or any of the rules of the Public Service Commission, the Association may remove the meter and discontinue service. Where the meter is thereafter reinstalled, the member shall first pay to the Association the reinstallation charge set in the special charges schedule. Members receiving service as a part of an extension of service are required to contract for service for one year. Such members shall pay for service according to the rates in effect, or the minimum monthly rate, whichever is greater, whether or not the member uses the service.
- D. The individual in whose name the membership certificate is issued shall be responsible for all bills incurred. Members shall be responsible for their own bills. Members shall pay all applicable deposits and fees before the meter is turned on.

III. Initial or minimum charges.

- A. The minimum monthly rate, as set in the water rate schedule will be due regardless of whether any water is used by the member during any month. Members shall not be charged for any month where service has been discontinued, unless the member is part of an extension of service having contracted for service for one year.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

DATE OF ISSUE December 17, 1990DATE EFFECTIVE March 6, 1991

ISSUED BY

NAME OF OFFICER

TITLE

PURSUANT TO 807 KAR 5:011,

SECTION 9 (1)

Issued by authority of an Order of the Public Service Commission of Kentucky
Case No. 90-183 dated March 6, 1991.

PUBLIC SERVICE COMMISSION MANAGER

P.S.C. KY NO. _____

SHEET NO. 5Kirksville Water Association, Inc.

CANCELLING P.S.C. KY NO. _____

SHEET NO. _____

RULES AND REGULATIONS

- B. In the event the Association removes a meter for non-payment of bills, when service is again requested, the Association will charge the reconnection fee set in the Special Charges Schedule, and will require that all outstanding bills be paid.
- C. A tap shall be made for each new meter installation where a 5/8 x 3/4 inch meter is used regardless of the locations. The fee will be in accordance with existing special charges at the time the meter is installed. Each meter requires a separate meter reading sheet, and each meter reading sheet will cover a separate and individual account.
- D. All connections requiring larger than a 5/8 x 3/4 inch meter shall be installed at the existing fee for 5/8 x 3/4 inch meter plus the cost of additional material required for a larger meter installation.
- E. In the circumstance the Water Association allows a developer to install all or a portion of the meter installation, the charge for any remaining work or materials required to complete the meter installation will be paid by the person requesting the completion of the installation. The charges will be calculated by taking the established tap-on fee and subtracting all charges for work or materials not required to complete the meter installation.
- F. Water furnished for a given lot or farmstead shall be used on that property only. Each member's service must be separately metered at a single delivery and metering point. All commercial use, including storerooms and stalls for business purposes, shall be metered separately from any residential use, and vice versa.
- G. In addition to the collection of regular rates, the Association may collect from the member a proportionate share of any tax required by law, based on gross revenue received by the Association.

IV. Association's Responsibility.

- A. The Association will install, maintain and operate a main distribution pipeline or lines from the source of water supply, service lines from the main distribution line or lines to the place of metering and its own meters at said delivery points. The cost of the service line or lines from the main distribution line or lines of the Association to the metering point of each member is included in the tap fee. The Association shall install a cut-off valve in each service line from its main distribution line or lines, such cut-off valve to be owned and maintained by the Association and to be installed on some portion of the service line owned by the Association. The Association shall have the sole and exclusive right to use such cut-off valve.

PUBLIC SERVICE COMMISSION
OF KENTUCKYDATE OF ISSUE December 31, 1990DATE EFFECTIVE March 6, 1991

ISSUED BY

NAME OF OFFICER

President

TITLE

P.O. Box 670 Richmond Ky

ADDRESS

PURSUANT TO 807 KAR 5:011.

Issued by authority of an Order of the public Service Commission
Case No. 90-183 dated March 6, 1991.

BY:

SECTION 0-11

PUBLIC SERVICE COMMISSION

Kirksville Water Association, Inc.

CANCELLING P.S.C. KY NO. _____

SHEET NO. _____

RULES AND REGULATIONS

- B. Each member shall be entitled to one (1) service line from the Association's water system unless otherwise approved by the Board of Directors, provided that the member shall pay the required tap fee for each service line. No new service line or change in an existing service line may be made which will interfere with an existing service line or delivery of water therein. Each service line shall connect with the Association's water system at the nearest available place to the place of desired use by the member. If the Association's water system has sufficient capacity to permit the delivery of water through a service line, at that place without interfering with the delivery of water through prior service lines, then such service line shall be installed at such place as may designated by the Association. Each member will be required to purchase, install and maintain such portion of the service line or lines from his meter to his own dwelling or other place of use at his own expense, provided that the Association, at the member's request, may if the Board of Directors so elect, purchase the pipe for and install such portion of such service line or lines, the cost of which will, be paid by the individual members.
- C. The Association will cause an initial inspection to be made of the member's piping or apparatus to ensure compliance with all applicable laws and regulations.

V. Association's Liability.

- A. The Association reserves the right to refuse service unless the member's lines or piping are installed in such manner as to prevent cross-connections or back-flow.
- B. The Association shall not be liable for damage of any kind whatsoever resulting from water or the use of water on the member's premises, unless such damage results directly from negligence on the part of the Association. The Association shall not be responsible for any damage done by or resulting from any defects in piping, fixtures, or appliances on the member's premises. The Association shall not be responsible for negligence of any third persons, or forces beyond the control of the Association resulting in any interruption of service.

VI. Member's Responsibility.

- A. Piping on the premises of the member must be so installed that the connections are conveniently located with respect to Association lines and mains.
- B. If the Association is called upon to provide additional meters, each place of metering will be considered as a separate and individual account.
- C. The member shall provide a place of metering, which is unobstructed and

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

DATE OF ISSUE December 14, 1990DATE EFFECTIVE March 6, 1991

ISSUED BY

Pete Bundy
NAME OF OFFICER

President

TITLE

P.O. Box 670 Richmond Ky 40475
ADDRESS
PURSUANT TO 804 KAR 80.11,
SECTION 9 (1)

Issued by authority of an Order of the Public Service Commission of Kentucky
Case No. 90-183 dated March 6, 1991.

Shirley L. Mc
PUBLIC SERVICE COMMISSION MANAGER

FOR _____

P.S.C. KY NO. _____

SHEET NO. 1

Kirksville Water Association, Inc.

CANCELLING P.S.C. KY NO. _____

SHEET NO. _____

RULES AND REGULATIONS

accessible at all times.

- D. The member shall furnish and maintain a private cut-off valve on the member's side of the meter, outside of the meter box.
- E. The member's piping and apparatus shall be installed and maintained by the member at the member's expense in a safe and efficient manner and in accordance with the Association rules and regulations and in full compliance with sanitary regulations of the State Board of Health. The Association suggests that the service line be at least 150 PSI pipe and 28" to 32" beneath the surface.
- F. The member shall guarantee proper protection for the Association's property placed on the member's premises and shall permit access to it only by authorized representatives of the Association.
- G. In the event that any loss or damage to the property of the Association or any accident or injury to persons or property is caused by or results from the negligence or wrongful act of the member, his agent or employees, the Association reserves all legal rights including but not limited to the recovery of the costs of necessary repairs or replacements. Nothing stated in these rules and regulations shall be deemed a waiver of this right.
- H. Water furnished by the Association shall be used only for domestic consumption by the member, members of his household and employees. The member shall not sell water to any other person or permit any other person to use said water. Water shall not be used for irrigation, fire protection, or other purposes, except when water is available in sufficient quantity without interfering with regular domestic consumption. Any violation of this rule shall be deemed cause for refusal or discontinuance of service.

VII. Extensions to Mains and Services.

- A. An extension of fifty (50) feet or less shall be made by the Association to its existing distribution main without charge to a member who shall apply for and contract to use service for one (1) year or more.
- B. When an extension of the Association's main amounts to more than fifty (50) feet per member, the Association shall require the total cost of the excess footage over fifty (50) feet per member to be deposited with the utility by the member(s), based on the average estimated cost per foot of the total extension.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

DATE OF ISSUE December 11, 1990

DATE EFFECTIVE MAR 6 1991
March 6, 1991

ISSUED BY

David Bandy
NAME OF OFFICER

President

TITLE

PURSUANT TO 807 KAR 50.11

P.O. Box 1000, Richmond Ky 404
SECTION 9 (1)

ADDRESS

BY: [Signature]

PUBLIC SERVICE COMMISSION

Issued by authority of an Order of the Public Service Commission of Kentucky

Case No. 90-183 dated March 6, 1991.

Kirksville Water Association, Inc.

CANCELLING P.S.C. KY NO. _____

SHEET NO. _____

RULES AND REGULATIONS

- C. Each member receiving service under such extension will be reimbursed under the following plan: Each year for a period of not less than ten (10) years, which for the purpose of this rule shall be the refund period, the Association will refund to the member(s) who paid for the excess footage the cost of fifty (50) feet of the extension in place for each additional member connected during the year whose service line is directly connected to the extension installed and not to extensions or laterals therefrom, but in no case shall the total amount refunded exceed the amount paid the utility. After the end of the refund period, no refund will be required to be made.
- D. Member applicants desiring an extension to a proposed real estate subdivision shall be required to pay the entire cost of the extension. Each year for a period of ten (10) years the Association shall refund to the member who paid for the extension a sum equivalent to the cost of fifty (50) feet of the extension installed for each additional member connected during the year but in no case shall the total amount refunded exceed the amount paid to the Association. After the end of the refund period from the completion of the extension no refund will be required to be made.
- E. The Association may make extensions under different arrangements provided such arrangements are approved by the Public Service Commission. The Association may make extensions of greater than fifty (50) feet per member, should its judgement so dictate, provided like extensions are made to other members under similar conditions.
- F. All extensions must be approved by the Board of Directors before construction begins. The Board is to cause inspection of the extensions and see that all work is completed in accordance with State regulations as well as those regulations of the Association.

VIII. Access to Premises.

- A. Duly authorized agents of the Association shall have access, at all reasonable hours, to the premises of the member for the purpose of installing or removing Association property, inspecting piping, reading or testing meters or for any other purpose in connection with the Association's service and facilities.
- B. Each member shall grant and convey, or shall cause to be granted and conveyed to the Association, a permanent easement and right-of-way across any property owned or controlled by the member wherever said permanent easement and right-of-way is necessary for the Association to furnish service to

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

MAR 6 1991

DATE OF ISSUE December 11, 1990DATE EFFECTIVE March 6, 1991

ISSUED BY

NAME OF OFFICER

President - P.O. Box 1020, Richmond Ky 404

TITLE

BY:

PUBLIC SERVICE COMMISSION MANAGER

SECTION 9 (1)

ADDRESS

FOR

P.S.C. KY NO. _____

SHEET NO. _____

9

Kirksville Water Association, Inc.

CANCELLING P.S.C. KY NO. _____

SHEET NO. _____

RULES AND REGULATIONS

IX. Change of Occupancy.

- A. Not less than three (3) days notice will be given in person or in writing to the Association in order to discontinue service or to change occupancy.
- B. The outgoing party shall be responsible for all water consumed up to the time designated for discontinuance of service.
- C. The charge set in the Special Charges Schedule will be made for each meter for each turn on/change over.

X. Meter Reading - Billing - Collection

- A. Meters will be read and bills rendered monthly, indicating the meter reading and the billing dates, but the Association reserves the right to vary the dates or length of period covered.
- B. Bills for water will be in accordance with the Association's rate schedule, which will be published in the Richmond Register once each year or when rates are changed.
- C. Charges for service commence when meter is installed and connection is made, whether used or not.
- D. Readings from different meters will not be combined for billing purposes under any circumstances.
- E. Bills are due when rendered and become delinquent ten (10) days later. A 10% penalty will be added to all delinquent bills.
- F. Delinquent notices will be mailed to the member ten (10) days after the regular monthly billing date (billing date is the date of mailing). The notice will show the amount due and indicate a final due date for payment and state that service may be discontinued after the final due date if payment is not made. The final due date will be no less than twenty (20) days after the mailing date of the original bill. Notice to disconnect shall be given at least 48 hours before disconnection. All bills and notices will be mailed to the last known address of the member. In no event shall service be cut off before the 20th day after the date on which the original bill was mailed to the consumer. In the event the consumer submits a written certificate of a physician, registered nurse, or public health officer to the Association, stating that discontinuance of service will aggravate an existing illness or infirmity on the effective premises, service shall not be discontinued until the affected resident can make other living arrangements or until 10 days elapse from the Association's written notice, whichever occurs first.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

DATE OF ISSUE December 11, 1990

DATE EFFECTIVE March 6, 1991

ISSUED BY

NAME OF OFFICER

President

TITLE

- P.O. Box 670, Richmond

PURSUANT TO 807 KAR 5.011, ADDRESS

SECTION 9 (1)

Issued by authority of an Order of the Public Service Commission of Kentucky

FOR _____

P.S.C. KY NO. _____

SHEET NO. _____ / 0

Kirksville Water Association, Inc.

CANCELLING P.S.C. KY NO. _____

SHEET NO. _____

RULES AND REGULATIONS

- G. Failure to receive bills shall not prevent such bills from becoming delinquent nor relieve the member from payment.

XI. Suspension of Service.

- A. When service is discontinued and all bills paid, membership certificates will be cancelled by the Association.
- B. Upon discontinuance of service for non-payment of bills, the deposit will be applied by the Association toward payment of the account.
- C. Service discontinued for non-payment of bills will be restored only after bills are paid in full, and applicable reconnection fees have been paid for each meter reconnected.
- D. The Association reserves the right to discontinue its service, without notice, for consumer's fraudulent or illegal use of service.
- E. When a dangerous condition is found to exist on the consumer's or applicant's premises, the service shall be cut off without notice or refused, provided that the Association notify the consumer or applicant immediately of the reasons for the discontinuance or refusal and the corrective action to be taken by the applicant or consumer before service can be restored.

XII. Complaints - Adjustments.

- A. If a member believes his bill to be in error, he shall present his claim, in person or in writing, to the office of the Association before the date of service termination. A member's account shall be considered to be current while a dispute is pending, as long as the member continues to make payments for the disputed period in accordance with historic usage, or if that data is not available, the average usage of similar member loads, and stays current on subsequent bills. If the member is not satisfied by the actions taken by the office of the Association, the member may present his claim in person or writing to the Board of Directors of the Association, and the PSC.
- B. The Association will make special meter readings at the request of the member for a fee as set out in the special charges for the Association, provided, however, that if such special reading discloses that the meter reading was incorrect, no charge will be made.
- C. In accordance with Public Service Commission Regulations, Chapter 5; 807 KAR 5:006, Section 20 and Section 21, meters will be tested at the request of the member. If the meter test proves the meter accurate, the member will be charged the fee set in the Special Charges Schedule. If ~~the meter test shows~~ ^{PUBLIC SERVICE COMMISSION}

OF KENTUCKY

EFFECTIVE

DATE OF ISSUE December 11, 1990

DATE EFFECTIVE March 6, 1991

ISSUED BY

P. D. Bundy
NAME OF OFFICER

President - P.O. Box 670 - Richmond

TITLE

PURSUANT TO 807 KAR 5:011, ADDRESS

Issued by authority of an Order of the Public Service Commission of Kentucky
Case No. 90-183 dated March 6, 1991.

BY: [Signature]

PUBLIC SERVICE COMMISSION

FOR _____

P.S.C. KY NO. _____

SHEET NO. _____

//

Kirksville Water Association, Inc.

CANCELLING P.S.C. KY NO. _____

SHEET NO. _____

RULES AND REGULATIONS

that the meter was not more than two (2) percent fast or slow, the meter is considered accurate. If such tests show that the meter is more than two (2) percent fast or slow, bills will be adjusted in accordance with 807 KAR 5:006, Section 9. The bills will be adjusted to refund, credit or collect charges as applicable.

- D. If the seal of a meter is broken by other than the Association representative or if the meter fails to register correctly or is stopped for any cause, the member shall pay an amount estimated from the record of his previous bills and/or other proper data. In the event that the seal is broken or the meter is not registering due to tampering, the Association reserves the right to collect damages as may be determined by a court having jurisdiction over the parties involved.

XIII. Fire Protection.

The Kirksville Water Association, Inc. is a distribution system, not a fire protection system. The system was designed and constructed to supply its members with potable water for domestic use only. The pipe used by the Association is not of sufficient size or design to provide enough water for fire fighting. Use of a fire hydrant on the distribution system for fighting fires may result in collapse of the pipeline resulting in a total loss of water. The Association does have a few fire hydrants. These hydrants were installed for line flushing purposes. The Association does allow qualified fire fighters to connect collapsible discharge hoses to the hydrants to fill pumper trucks. Only collapsible discharge fire hoses may be used. Fire hydrants are to be used only for filling pumper trucks for fire-fighting or by the Water Association. The Water Association does hereby disclaim any warranty or liability for damages to persons or property resulting from use of the hydrants to fight fires. The user of the fire hydrant shall be responsible for any and all damage to the water distribution system that may occur.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

MAR 6 1991

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

BY: [Signature]
PUBLIC SERVICE COMMISSION

DATE OF ISSUE December 11, 1990DATE EFFECTIVE March 6, 1991

ISSUED BY

NAME OF OFFICER

Otis Bundy

President

TITLE

P.O. Box 670Richmond Ky 40475

ADDRESS

FOR _____

P.S.C. KY NO. _____

SHEET NO. 12

Kirksville Water Association, Inc.

CANCELLING P.S.C. KY NO. _____

SHEET NO. _____

RULES AND REGULATIONS

XIV. Abridgement or Modification of Rules.

- A. No promise, agreement or representation of any employee of the Association shall be binding upon the associatin except as it shall have been agreed upon in writing, signed and accepted by the appropriate officers of the Association.
- B. No modification of rates or any of the rules and regulations shall be made by any agent of the Association.
- C. The word "Association" herein means the "Kirksville Water Association, Inc." The word "Member" herein means a member (customer) of said water Association.
- D. These Rules and Regulations may be revised, amended, supplimented, or otherwise changed from time to time according to law. Such changes when effective, after being placed on file with the Public Service Commission shall have the same force as the present Rules and Regulations.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

MAR 6 1991

PURSUANT TO 807 KAR 5.011,
SECTION 9 (1)

BY: [Signature]
PUBLIC SERVICE COMMISSION

DATE OF ISSUE December 11, 1990

DATE EFFECTIVE March 6, 1991

ISSUED BY

[Signature]
NAME OF OFFICER

President - P.O. Box 670 Richmond Ky 40475
TITLE ADDRESS

FOR Western Madison County

P.S.C. Ky. No. 1

original Sheet No. 12

Cancelling P.S.C. Ky. No.

Sheet No.

Kirksville Water Association, Inc.

RULES AND REGULATIONS

XIV. Purchased Water Adjustment Clause.

Upon increase or decrease in the wholesale rate of purchased water, the Company may apply for an adjustment to its water rates in accordance with 807 KAR 5:067. The base rate for future application of the purchased water adjustment clause is:

NUMBER OF CUBIC FEET PER MONTH		PRICE PER 100 CUBIC FEET
First	300 Cubic Feet per month (minimum)	\$5.65
Next	400 Cubic Feet per month (per 100 cubic feet)	1.65
Next	5,000 Cubic Feet per month (per 100 cubic feet)	1.50
Next	5,000 Cubic Feet per month (per 100 cubic feet)	1.25
Over	10,700 Cubic Feet per month (per 100 cubic feet)	.94

Supplier: City of Richmond

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EFFECTIVE

JUN 28 1985

PURSUANT TO 807 KAR 5:011,
SECTION 9(1)

BY: J. Geoghegan

AT F ISSUE 03 29 85 DATE EFFECTIVE 06 28 85
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PSC
FINANCIAL ANALYSIS

WATER SHORTAGE RESPONSE PLAN

KIRKSVILLE WATER ASSOCIATION

Section 1. Purpose. The purpose of this Plan is to provide for the declaration of official phases of water supply shortages and the implementation of voluntary and mandatory water conservation measures throughout the KIRKSVILLE WATER ASSOCIATION in the event a shortage is declared.

Section 2. Definitions. These terms are applicable only for this Plan unless specifically noted.

- (a) "Customer" shall mean any person or entity using water for any purpose from the KIRKSVILLE WATER ASSOCIATION water distribution system and for which either a regular charge is made or, in the case of bulk sales, a cash charge is made at the site of delivery.
- (b) "Raw Water Supplies" shall mean all water potentially available to persons in the KIRKSVILLE WATER ASSOCIATION
- (c) "Treated Water" shall mean water that has been introduced by the KIRKSVILLE WATER ASSOCIATION into its water distribution system, including water offered for sale. Uses of treated water are classified as follows:

Essential Water Uses (Class 1):

The following uses of water, listed by site or user type, are essential.

Domestic:

- water necessary to sustain human life and the lives of domestic pets, and to maintain minimum standards of hygiene and sanitation.

Health Care Facilities:

- patient care and rehabilitation, including related filling and operation of swimming pools.

Water Hauling:

- sales of domestic use where not reasonably available elsewhere.

Public Use:

- firefighting,

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- health and public protection purposes, if specifically approved by health officials.

Socially or Economically Important Uses (Class 2):

The following uses of water, listed by site or user type, are socially or economically important.

Domestic:

- personal, in-house water use including kitchen, bathroom and laundry.

Water Hauling:

- non-domestic, when other sources are not reasonably available elsewhere.

Commercial and Civic Use:

- commercial car and truck washes,
- laundromats
- restaurants, clubs and eating places.
- schools, churches, motels/hotels and similar commercial establishments.

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and similar
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Outdoor Non-Commercial Watering:

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- minimal watering of vegetable gardens,
- minimal watering of trees where necessary to preserve them.

Outdoor Commercial or Public Watering (using conservation methods and when other sources of water are not available or feasible to use):

- agricultural irrigation for the production of food and fiber or the maintenance of livestock,
- watering by arboreta and public gardens of national, state, regional or community significance where necessary to preserve specimens,
- watering by commercial nurseries at a minimum level necessary to maintain stock,
- watering at a minimum rate necessary to establish or maintain revegetation or landscape plantings required pursuant to law or regulation,

- watering of woody plants where necessary to preserve them,
- minimal watering of golf course greens.

Recreational:

- operation of municipal swimming pools and residential pools that serve more than 25 dwelling units.

Air Conditioning:

- refilling for startup at the beginning of the cooling season,
- makeup of water during the cooling season,
- refilling specifically approved by health officials where the system has been drained for health protection or repair services.

Non-Essential Uses (Class 3):

Any waste of water, as defined herein, is non-essential. The following uses of water, listed by site or user type, are non-essential.

Public Use:

- use of fire hydrants (excluding Class 1 and Class 2 uses), including use of sprinkler caps, testing fire apparatus and fire department drills,
- flushing of sewers and hydrants except as needed to ensure public health and safety as approved by health officials.

Commercial and Civic Use:

- serving water in restaurants, clubs, or eating places, except by customer request,
- failure to repair a controllable leak,
- increasing water levels in scenic and recreational ponds and lakes, except for the minimum amount required to support fish and wildlife.

Ornamental Purposes:

- fountains, reflecting pools and artificial waterfalls.

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Outdoor Non-Commercial Watering:

- use of water for dirt control or compaction,
- watering of annual or non-woody plants, lawns, parks, golf course fairways, playing fields and other recreational areas,
- washing sidewalks, walkways, driveways, parking lots, tennis courts or other hard-surface areas,
- washing down buildings or structures for purposes other than immediate fire protection,
- flushing gutters or permitting water to run or accumulate in any gutter or street.

Outdoor Commercial or Public Watering:

- expanding nursery facilities, placing new irrigated agricultural land in production, or planting of landscaping except when required by a site design review process,
- use of water for dirt control or compaction,
- watering of lawns, parks, golf course fairways, playing fields and other recreational areas,
- washing sidewalks, walkways, driveways, parking lots, tennis courts or other hard-surface areas,
- washing down buildings or structures for purposes other than immediate fire protection,
- flushing gutters or permitting water to run or accumulate in any gutter or street.

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Recreational uses other than those specified in Class 2.

Non-commercial washing of motor and other vehicles.

Air Conditioning (see also Class 2 purposes):

- refilling cooling towers after draining.

(d) "Base Entitlement" shall mean the monthly usage for a customer during the same month of the preceding calendar year or the average per customer usage for each class of service during the same month of the preceding year.

(e) "Curtailed Entitlement" shall mean the monthly usage for a customer after any curtailment percentage has been applied.

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(f) "Curtailement" shall mean the reduction in entitlement by some percentage to meet anticipated water shortages.

(g) Water Shortage Response Phases:

"Advisory" shall mean that conditions exist which indicate the potential for serious raw or treated water supply shortages.

"Alert" shall mean the raw or treated water supplies are consistently below seasonal averages, and if they continue to decline, may not be adequate to meet normal needs.

"Emergency" shall mean that raw or treated water supplies are below the level necessary to meet normal needs and that serious shortages exist in the area.

(h) "Rationing" shall mean that procedures must be established to provide for the equitable distribution of critically-limited raw or treated water supplies, in order to balance demand and limited available supplies, and to assure that sufficient water is available to preserve public health and safety.

Section 3. Applicability. The provisions of this Plan shall apply to all retail and wholesale customers of the KIRKSVILLE WATER ASSOCIATION. When implemented, this Plan becomes KIRKSVILLE WATER ASSOC. Water Shortage Response Regulation.

Section 4. Entitlements. Entitlements shall be established for each customer by adjusting the base entitlement to reflect any known change in usage pattern.

Section 5. Determination of Water Shortage. Water supply and usage shall be monitored on a continuous basis. Unrestricted demand shall be projected from past records and adjusted for changes such as new developments and weather conditions on a regular basis. (Note: A sample calculation page is attached as Appendix A to assist in determining overall water levels. It is important that accurate water measurements be used.) Water shortages generally occur for two reasons, a reduction in available supplies or a system failure. Each of these has a distinct influence on the nature and duration of the conservation program implemented. Official declaration of a water shortage stage and implementation of the measures necessary to curtail water use shall be approved by the KIRKSVILLE WATER ASSOCIATION.

Section 6. Term of Water Shortage Declaration. Any water shortage declaration shall remain in effect until water supplies of service conditions have returned to normal. A final determination as to terminating a water shortage declaration shall be made by the COMMISSIONERS of KIRKSVILLE WATER ASSOC.

Section 7. Water Shortage Stage, Criteria, Conservation and Curtailment Measures.

A. Advisory Stage:

- (1) Criteria: A water advisory shall be declared when the amount of treated water or raw water available for treatment is projected to be up to 5 % below demand, or there are periods of low water pressure in one or more areas of the distribution system due to system failure or inadequacies or the State Division of Water issues a Water Shortage Watch which includes the areas from which the KIRKSVILLE WATER ASSOCIATION draws water. (Note: Additional conditions may be added based on local conditions.)
- (2) Conservation and Curtailment Measures:
 - (a) Declare a Water Shortage Advisory.
 - (b) Provide proper notice to all customers and to all local news media.
 - (c) Eliminate all water leaks.
 - (d) Request voluntary conservation of all non-essential (Class 3) water use.
 - (e) Request wholesale customers also issue request for voluntary conservation by their customers of all non-essential (Class 3) water use.

B. Alert Stage:

- (1) Criteria: A water alert shall be declared when the amount of treated water available is projected to be up to 10 % below demand, or raw water supplies are consistently below seasonal averages and if they continue to decline, may not be adequate to meet normal needs. (Note: Additional conditions may be added based on local conditions.)

(2) Conservation and Curtailment Measures:

- (a) Declare Water Shortage Alert.
- (b) Provide proper notice to all customers and to all local news media.
- (c) Eliminate all water leaks.
- (d) Prohibit all non-essential (Class 3) water uses.

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(e) Curtail entitlements to all customers by the same percentage as the projected shortage.

(f) Begin billing all customer water usage in excess of curtailed entitlement at the normal rate plus an excess usage charge of \$3.00 per 1,000 gallons.

C. Emergency Stage:

1. Criteria: A Water Emergency shall be declared when the amount of treated water available is projected to be up to 20% below demand, or there are periods of no water in one or more areas of the distribution system due to low water supply or raw water supplies below the level necessary to meet normal needs. (Note: Additional conditions may be added based on local conditions.)

2. Conservation and Curtailment Measures:

(a) Declare Water Shortage Emergency.

(b) Provide proper notice to all customers and to all local news media.

(c) Eliminate all water leaks.

(d) Prohibit all Class 3 uses of water.

(e) Prohibit all Class 2 uses of water except Domestic uses for kitchens, bathrooms and laundries.

(f) Curtail all commercial and industrial entitlements (except Health Care Facilities) by 100%.

(g) Curtail Residential entitlements by the same percentage as the projected shortage.

(h) Curtail entitlements to all wholesale customers by the same percentage as the projected shortage.

(i) Begin billing all customer water usage in excess of curtailed entitlement at the normal rate plus an excess usage charge of \$7.00 per 1,000 gallons.

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D. Rationing Stage:

1. Criteria: Treated water available is greater than 40% below demand or raw water supplies are below

- the level necessary to meet essential needs, and in the opinion of KIRKSVILLE WATER ASSOCIATION mandatory rationing is required to insure adequate water is available to maintain public health and safety.

2. Conservation and Curtailment Measures:

- (a) Declare Water Shortage Rationing.
- (b) Provide proper notice to all customers and to all local news media.
- (c) Eliminate all water leaks.
- (d) Prohibit all Class 3 and Class 2 uses of water.
- (e) Curtail all commercial and industrial entitlement (except Health Care Facilities) by 100%.
- (f) Curtail all residential and wholesale entitlements by the same percentage as the projected shortage.
- (g) Implement service interruptions to portions of system in accordance with approved published schedule. The schedule shall be provided to all local media.
- (h) Begin billing customer water usage in excess of curtailment entitlement at the normal rate plus an excess usage charge of \$15.00 per 1,000 gallons.

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Section 8. Enforcement of Water Restriction. Any person who violates the provisions of this Plan, who fails to carry out the duties and responsibilities imposed by this Plan, or who impedes or interferes with any action undertaken or ordered pursuant to this Plan shall be subject to the following:

- (a) If the utility official charged with implementation and enforcement of this Plan learns of any violation of any water use restriction imposed, a written notice of the violation shall be affixed to the property where the violation occurred and mailed to the customer of record. Said notice shall describe the violation and order that it be corrected, cured, or abated immediately or within 48 hours.
- (b) The notice will inform the customer of his or her right to appeal by requesting a hearing before the utility's designee. If a hearing is requested by the customer, he or she shall be given full opportunity to be heard

before termination. The governing body shall make findings of fact and decide whether service should continue or terminate.

- (c) Any customer whose water service is terminated for violating provisions of this water curtailment plan shall be subject to the approved reconnection fee prior to reconnection of service.
- (d) The excess usage charge billing provisions of this Plan shall not be put in effect if a county or city ordinance containing penalty provisions is in effect to assist enforcement of this Plan.

Section 9. Request for Exception.

(a) Exception to water use restrictions: If compliance with any curtailment measure authorized herein would cause a customer to bear extraordinary hardship, that individual or entity may apply to the KIRKSVILLE WATER ASSOCIATION for an exception. For these purposes, "extraordinary hardship" shall be defined as a condition which may threaten health and safety, or cause property or economic losses, each of which must be shown to be substantially more severe than the sacrifices borne by other users. If extraordinary hardship is found to exist, then an exception shall be granted and a written waiver issued to the customer. If an appeal is made, water service shall be continued until a decision is announced. Any person aggrieved by the decision may file a complaint with the Public Service Commission.

- (b) Exception to curtailment surcharge: Exceptions to excess use charges shall not be considered or granted.

Section 10. Severability. If any provision of this Plan is declared invalid by the courts, the remainder of the Plan and its applicability to other persons and circumstances shall not be affected by that declaration.

Section 11. Effective Date. This Plan shall take effect immediately upon approval by the Public Service Commission.

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